IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 8417 of 1988

For Approval and Signature:

Hon'ble MR.JUSTICE C.K.THAKKAR

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

INDIAN OIL CORPORATION LTD

Versus

STATE OF GUJARAT

Appearance:

MR GN SHAH for Petitioner

Mr M.A. Bukhari, AGP for Respondent No. 1

NOTICE SERVED for Respondent No. 2, 3

CORAM : MR.JUSTICE C.K.THAKKAR

Date of decision: 27/04/2000

ORAL JUDGEMENT

The point raised in the present petition (retrospective demand for non-agricultural assessment under the provisions of the Bombay Land Revenue Code, 1879) was covered by a decision of this Court. But by now, the

decision of this Court is also confirmed by the Supreme Court in Vijay Mills Company Limited and others vs. State of Gujarat and others, (1993) 1 SCC 345. In view of the fact that the point is finally concluded by the decision of the Supreme Court, the petition deserves to be dismissed and is accordingly dismissed. Rule discharged. No order as to costs.

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parekh